

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 13<sup>TH</sup> DAY OF MAY, 2002 AT 7:15 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE ROAD, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Mary W. Biggs	-Chair
	Larry N. Rush	-Vice Chairman
	Gary D. Creed	-Supervisors
	John A. Muffo	
	Annette S. Perkins	
	James D. Politis	
	C.P. Shorter	
	Jeffrey D. Johnson	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	T.C. Powers, Jr.	-Planning Director
	Robert C. Parker	-Public Information Officer
	Vickie L. Swinney	-Secretary

### **CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

The Chair called the meeting to order and the Pledge of Allegiance was recited.

### **PUBLIC HEARING**

Proposed Conveyance of Right-of-Way - Oilwell Road ( SR 824)

**Montgomery County Board of Supervisors proposed conveyance of a 20 foot by 20 foot turnaround on Oilwell Road ( SR 824) to Dale T. and Teresa A. Echols.** The property is no longer needed as a right-of-way turnaround because Oilwell Road has been extended. The property was originally conveyed to the County by Dale T. and Teresa A. Echols with a reversion clause whereby the parties agreed that the property would be conveyed back to the Echols once the property is no longer needed as a vehicular turning area.

The County Administrator received a letter from Dan Brugh, Resident Engineer, Virginia Department of Transportation, stating that in 1993, Mr. Dale Echols donated a small piece of land at the end of Oilwell Road (SR 824) to be used as a turn-around. Since that time, Oilwell road has been extended to a new end and this piece of land is no longer needed. Mr. Echols has requested that this land be deeded back to him as stipulated in the original deed to Montgomery County.

There being no speakers, the public hearing was closed

### **PUBLIC ADDRESS SESSION**

Patricia Keister addressed the Board with concerns on Pilot Road (SR 615). Ms. Keister lives 100-150 ft from a dangerous curve on Pilot Road where there have been 15 or more wrecks over the past few years. She stated these wrecks have claimed the lives of too many teenagers. She urged the Board to work with the Virginia Department of Transportation and get this road fixed.

Marcus Thompson addressed the Board with concerns on Pilot Road (SR 615). Mr. Thompson stated his son has wrecked on a dangerous curve on Pilot Road. He was one of the lucky ones to survive where others have not. He stated that speed was not a factor and believes the design of the road is the problem. He urged the Board to help find a solution to fix this road and help save the lives of the citizens who travel this road.

Charles Childress addressed the Board in opposition to the proposed upgrade to Chrisman Mill Road (SR 661). Mr. Childress pointed out the Comprehensive Plan identifies this area as Rural and Agricultural. The upgrade/paving will disrupt their farming business, and the walkers and bikers who travel this road. It already serves as a by-pass from Radford Road (US 11) to Peppers Ferry Road (Route 114) and the paving will only increase the number of vehicles traveling the road. Mr. Childress requested the Board to oppose this project.

Floyd Childress addressed the Board in opposition to the proposed upgrade to Chrisman Mill Road (SR 661). Mr. Childress stated the area is rural in nature and a farming district. The upgrade will only increase the traffic and increase the speed. The current road is adequate for the number of people who live on this road.

There being no further speakers, the public address session was closed.

## **DELEGATION**

### **1. Virginia Department of Transportation ( VDoT) Revenue Sharing Program Projects**

Dan Brugh, Resident Engineer, presented an updated report on the Revenue Sharing Program projects. Mr. Brugh stated all the projects listed for guardrail installation will be completed by the end of May, also the surfacing of Laurel Ridge will be completed this month. The culvert replacement on Brooksfield road will be completed this summer. Mr Brugh stated that if the Board was interested in allocating funds for the revenue sharing program for FY 2002/2003 to please try to have the list of projects to him by June 2002.

### **2. VDOT - Chrisman Mill Road ( SR 661)**

Dan Brugh, Resident Engineer, reported on the public hearing held April 16, 2002 on the proposed secondary project on Chrisman Mill Road ( SR 661). Mr. Brugh stated thirteen people attended the public hearing. There were written comments received from fifteen people. All five people who reside on Chrisman Mill Road commented in support of the project and two people who did not live on the road spoke in support of the project. They received written comments from eight people who do not reside on Chrisman Mill Road that were not in favor of the project. All of the comments against the improvement centered around the increase of traffic that would occur as a result of paving the road. The existing traffic is 325 vehicles per day and the projected traffic is 475 vehicles per day. Mr. Brugh commented that considerable time and money have been spent on this project to this point and it is his recommendation to proceed with the upgrade due to the residents who reside on this road are in favor of the project.

### **3. VDOT - Pilot Road ( SR 615)**

Dan Brugh, Resident Engineer, reported that Pilot Road ( SR 615) is a secondary road and is not on the Six Year Road Plan for upgrading. VDOT has reviewed this road in the past due to the number of accidents. All the accidents have been due to high speed or alcohol related. Mr. Brugh stated he will issue another traffic study to be conducted on Pilot Road and will forward the Board the results as soon as it is completed. They will look at the design of the road along with the speed. He stated VDOT could install warning arrows and slow speed ahead signs to warn motorists of the sharp curves.

## **ADD TO THE AGENDA - ADDENDUM**

On a motion by Larry N. Rush, seconded by John A. Muffo and carried unanimously, the following addendum dated May 13, 2002, was added to the agenda:

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## **INTO CLOSED MEETING**

Section 2.2-3711      (1)      Discussion , Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

### **2. Board of Zoning Appeals (BZA)**

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
James D. Politis	None
Gary D. Creed	
C.P. Shorter	
Annette S. Perkins	
John A. Muffo	
Larry N. Rush	
Mary W. Biggs	

## **CONSENT AGENDA**

On a motion by Annette S. Perkins, seconded by James D. Politis and carried, the Consent Agenda dated May 13, 2002 was approved.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
C.P. Shorter	Larry N. Rush
James D. Politis	
Gary D. Creed	
Annette S. Perkins	
John A. Muffo	
Mary W. Biggs	

### **Approval of Minutes of March 25, April 3, and April 8, 2002**

On a motion by Annette S. Perkins, seconded by James D. Politis and carried, the minutes Dated March 25, April 3, and April 8, 2002 were approved.

### **Schedule Public Hearing - Amend the Code of the County of Montgomery, Virginia**

On a motion by Annette S. Perkins, seconded by James D. Politis and carried,

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that a Public Hearing is scheduled for June 24, 2002, at the Montgomery County Government Center, 2<sup>nd</sup> Floor Board Meeting Room, 755 Roanoke Street, Christiansburg, Virginia, for the purpose of hearing comments on the following proposed ordinances:

- (1) An Ordinance Amending Chapter 1 Entitled Administration, Section 1-6 of the Code of the County of Montgomery, Virginia, in or to Impose a Five Dollar Fee as Part of the Cost in Each Criminal or Traffic Case in District or Circuit Court for the Funding of Courthouse Security by the Sheriff and a Twenty-five Dollar Processing Fee on Any Individual Admitted to the County Jail Following Conviction to Defray the Sheriffs Costs of Processing Arrested Persons.
- (2) An Ordinance Amending Chapter 2 Entitled Administration, Section 2-33 of the Code of the County of Montgomery, Virginia in Order to Eliminate the Assessment of a Penalty for Failure to File a Personal Property Return.
- (3) An Ordinance Amending Chapter 2 Entitled Administration, Section 2-92 of the Code of the County of Montgomery, Virginia, in Order to Increase the Enhanced Emergency Telephone Tax from Thirty-five Cents Per Month to One-dollar Per Month and Further Describe What Costs May Be Paid by Amounts Collected from the Tax.

### **Retired Senior Volunteer Program (RSVP) Grant**

On a motion by Annette S. Perkins, seconded by James D. Politis and carried,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending

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June 30, 2002, for the function and in the amount as follows:

520	RSVP	\$1,500
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The source of the funds for the foregoing appropriation is as follows:

Revenue Accounts:

433107	RSVP-Grant	\$1,500
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Said resolution appropriates additional funds received for training.

**Sheriff - Supplemental Appropriation**

On a motion by Annette S. Perkins, seconded by James D. Politis and carried,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2002, for the function and in the amount as follows:

321	Sheriff - Grants	\$ 1,037
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The source of the funds for the foregoing appropriation is as follows:

Revenue Account

424401	State Grants	\$500
424401	Project Life Saver Contributions	<u>\$537</u>
	Total	\$1,037

Said resolution appropriates funds received from a National Highway Transportation Safety Administration Grant and from Project Life Saver Contributions.

**Classification and Compensation Plan - Removal of County Administrator and County Attorney**

On a motion by Annette S. Perkins, seconded by James D. Politis and carried,

BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia, hereby approves and authorizes the positions of County Administrator and County Attorney to be removed from

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the County's Classification and Compensation Plans but will continue to follow the County's Personnel Policies and Procedures.

**Longshop/McCoy Ruritan Club - Request for Exemption of Fees Charged by Parks and Recreation**

On a motion by Annette S. Perkins, seconded by James D. Politis and carried,

WHEREAS, By resolution dated the 11<sup>th</sup> day of June, 2001 and amended the 25<sup>th</sup> day of June, 2001, the Montgomery County Board of Supervisors agreed to accept the dedication by the Trustees of the Community Park at McCoy, Virginia, of the Park Property for the purpose of maintaining and locating a ballfield and a County Park; and

WHEREAS, The Deed of Dedication dated the 11<sup>th</sup> of June, 2001 conveyed approximately 4.7853 acres located on McCoy Road in the Prices Fork Magisterial District to Montgomery County for the purpose of locating and maintaining a County Park; and

WHEREAS, The policy of the County Department of Parks and Recreation is to charge a \$25.00 fee part-day and \$50.00 for a full day for the use of picnic shelters and facilities in County parks; and

WHEREAS, The LongShop/McCoy Ruritan Club has traditionally used the park for their events free of charge.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, hereby authorizes that the LongShop/McCoy Ruritan Club be exempt from fees charged for the use of the County Park located in McCoy, Virginia.

**OLD BUSINESS**

**Special Use Permit - Henry Sink**

On a motion by James D. Politis, seconded by C.P. Shorter and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that Henry Sink's request for a Special Use Permit to allow a general store in Agriculture (A-1) on a 15 acre tract, Tax Parcel Nos. 106-4-1,2,3,4 (Account ID #010156) is hereby approved subject to the following conditions:

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1. Use is for general store and ice cream shop only. The business shall not exceed 2,000 square feet.
2. A site plan must be submitted prior to development. If the total amount of disturbed area exceeds 10,000 square feet, an Erosion and Sediment Control plan must be submitted to the County Engineer. The parking area shall be no closer than 100 feet to any adjacent residences, other than the owner's dwelling.
3. Must obtain a State Health Department permit for food.

The property is located on the east side of Riner Road ( SR 8) approximately 1500 feet north of the Childress Road ( SR 638) intersection, in the Riner Magisterial District. The property lies in an area designated Agriculture in the Comprehensive Plan.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
C.P. Shorter	None
Gary D. Creed	
Annette S. Perkins	
John A. Muffo	
Larry N. Rush	
James D. Politis	
Mary W. Biggs	

**Special Use Permit- J. Steven Duncan**

On a motion by Larry N. Rush, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the J. Steven Duncan request for a Special Use Permit to allow a Contractor's Equipment Storage Yard on 1 acre of a 442 acre tract, Tax Parcel No. 110-A-25A (Account ID #030675) located at 3281 Fishers View Road in the Shawsville Magisterial District is hereby **DENIED**.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Annette S. Perkins	None
John A. Muffo	
Larry N. Rush	
James D. Politis	
C.P. Shorter	
Gary D. Creed	
Mary W. Biggs	

**Motion was for denial**

**NEW BUSINESS**

**Board of Supervisors -Consulting Services for Tax Processing**

On a motion by C.P. Shorter, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2002, for the function and in the amount as follows:

100	Board of Supervisors	\$50,000
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The source of the funds for the foregoing appropriation is as follows:

<u>Revenue Account</u>		
451203	Undesignated Fund Balance	\$50,000

Said resolution appropriates fund balance monies to cover the estimated costs of consulting services provided by Robinson, Farmer, Cox Associates.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
John A. Muffo	None
Larry N. Rush	
James D. Politis	
C.P. Shorter	
Gary D. Creed	
Annette S Perkins	
Mary W. Biggs	

### **Schools - Lease Revenue Bond Proceeds - TABLED**

On a motion by C.P. Shorter, seconded by Gary D. Creed and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County, Virginia by resolutions dated July 24, 2000 and October 9, 2001 agreed to issue bonds to cover the cost of acquisition, construction, and equipping of certain improvements and renovations to County schools and related facilities including the Blacksburg Middle School, Christiansburg Middle School and other capital improvements to the County; and

WHEREAS, The Board of Supervisors issued debt totaling \$24,305,000 in November, 2000 and \$24,495,000 ( \$16,995,000 Lease Revenue Bonds and \$7,500,000 in VPSA) in November, 2001 for this purpose; and

WHEREAS, The Montgomery County School Board has asked to use \$47,000 of these funds to cover the cost of consulting fees to develop a plan for the re-use of certain schools and the future plans for two other schools.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby **TABLES** the request by the Montgomery County School Board to use \$47,000 of Lease Revenue bond proceeds for payment of consulting fees to develop a plan for the re-use of Blacksburg Middle School, Christiansburg Middle School, Shawsville Middle School, and Bethel Elementary School, and future plans for Elliston Lafayette Elementary and Price's Fork Elementary Schools until Bond Counsel authorizes the use of bond proceeds for this expenditure.

The vote on the foregoing resolution was as follows:

#### AYE

James D. Politis  
C.P. Shorter  
Gary D. Creed  
Annette S. Perkins  
Larry N. Rush  
John A. Muffo  
Mary W. Biggs

#### NAY

None

### **Planning and Inspections - Proposed Fee Schedule**

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On a motion by C.P. Shorter, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that pursuant to Sections 8-20, 8-136 and 10-52 respectively of the Code of the County of Montgomery, Virginia, the Board of Supervisors hereby establishes the following schedule of fees associated with the Building Code, Subdivision Ordinance and Zoning Ordinance:

**CATEGORY**

**FEE SCHEDULE**

**Zoning and Subdivision Fees:**

**Rezoning (*to*)** ~~\$90.00 plus \$2.00 per adjacent property owner~~  
(9/23/91)

A-1, C-1 = \$175.00 \*

R-R, R-1, R-2 = \$200.00 + \$10.00/acre or portion thereof \*

R-3, RM-1 = \$250.00 + \$15.00/acre or portion thereof \*

GB, CB = \$300.00 + \$15.00/acre or portion thereof \*

ML, M-1 = \$350.00 + \$20.00/acre or portion thereof \*

Planned Development

PUD-Res, PUD-Com, PIN = \$300.00 + \$10.00/acre or portion thereof\*

**Special Use Permit** ~~\$90.00 plus \$2.00 per adjacent property owner~~  
(9/23/91)  
\$250.00 \*

Telecommunications Towers = \$1000.00\*

**Change in proffered conditions** ~~\$90.00 plus \$2.00 per adjacent property owner~~  
(9/23/91)  
\$200.00 + \$10.00/acre or portion thereof\*

**Comprehensive Plan Amendment** \$200.00\*

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<b>Variance Request - BZA</b>	<del>\$100.00</del> <u>\$200.00*</u>
<b>Appeal of Zoning Administrator's decision - BZA</b>	<del>\$100.00</del> <u>\$175.00*</u>
<b>Subdivision Review Fee</b>	\$35.00 per plat + \$ <u>2</u> .00 per lot for each lot over <del>10</del> <u>5</u>
<b><u>Site Plan Review</u></b>	<u>\$50.00 + \$10.00/acre or portion thereof</u>
<b><u>Zoning Confirmation Letter</u></b>	<u>\$50.00</u>
<b><u>DMV Certification Letter</u></b>	<u>\$15.00</u>
<b><u>Adjustment &amp; Appeals Board</u></b>	<u>\$175.00*</u>

\* - add mailing costs of \$2.00 per adjacent property owner

### **Building:**

#### **Residential:**

New Construction	<del>\$0.075 per sq. ft. gross bldg. Area (6/24/1991); \$10.00 min. (2/26/1996)</del> <b><u>\$0.12 per sq. ft. gross bldg. Area</u></b> <b><u>\$30.00 min.</u></b>
Addition	<del>\$0.075 per sq. ft. gross bldg. Area (6/24/1991); \$10.00 min. (2/26/1996)</del> <b><u>\$0.12 per sq. ft. gross bldg. Area</u></b> <b><u>\$30.00 min.</u></b>
Alteration/Renovation	<del>\$0.04 per sq. ft. gross bldg. Area (6/24/1991); \$10.00 min. (2/26/1996)</del> <b><u>\$0.10 per sq. ft. gross bldg. Area</u></b> <b><u>\$30.00 min.</u></b>
Accessory Structures	<del>\$0.04 per sq. ft. gross bldg. Area (6/24/1991);</del>

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~~\$10.00 min. (2/26/1996)~~

**\$0.10 per sq. ft. gross bldg. Area:**

**\$30.00 min.**

**Electrical:**

**\$0.01 per sq. ft. gross bldg. Area**

~~\$10.00 min. (2/26/1996)~~

**\$30.00 min.**

**Temporary Pole**

~~\$10.00 (2/26/1996)~~

**Temporary Electric on Pole**

**\$30.00**

**Permanent Service Entrance**

<del>Temporary Service</del>	<del>\$4.00 (6/23/1986)</del>
<del>150 amps &amp; under</del>	<del>\$4.00 (6/23/1986)</del>
<del>151 to 200 amps</del>	<del>\$7.00 (6/23/1986)</del>
<del>201 to 400 amps</del>	<del>\$9.00 (6/23/1986)</del>
<del>401 amps &amp; over</del>	<del>\$13.00 (6/23/1986)</del>

~~Wiring to Outlets:~~

<del>1 to 10</del>	<del>\$3.00 (6/23/1986)</del>
<del>11 to 20</del>	<del>\$4.00 (6/23/1986)</del>
<del>21 to 30</del>	<del>\$5.00 (6/23/1986)</del>
<del>31 to 50</del>	<del>\$7.00 (6/23/1986)</del>
<del>51 to 100</del>	<del>\$10.00 (6/23/1986)</del>
<del>Over 100</del>	<del>\$10.00 for every 100 or portion thereof (3/26/1990)</del>

~~Lighting Fixtures~~

<del>1 to 10</del>	<del>\$3.00 (6/23/1986)</del>
<del>11 to 20</del>	<del>\$4.00 (6/23/1986)</del>
<del>21 to 40</del>	<del>\$5.00 (6/23/1986)</del>
<del>41 to 75</del>	<del>\$7.00 (6/23/1986)</del>
<del>76 to 150</del>	<del>\$8.00 (6/23/1986)</del>
<del>Over 150</del>	<del>\$8.00 for every 150 or portion thereof (3/26/1990)</del>

~~Motors~~

<del>1/2 h.p. &amp; under</del>	<del>\$2.00 (6/23/1986)</del>
<del>Over 1/2 h.p. to 1 h.p.</del>	<del>\$3.00 (6/23/1986)</del>
<del>Over 1 h.p. to 3 h.p.</del>	<del>\$4.00 (6/23/1986)</del>
<del>Over 3 h.p. to 10 h.p.</del>	<del>\$7.00 (6/23/1986)</del>
<del>Over 10 h.p.</del>	<del>\$9.00 (6/23/1986)</del>

Appliances	
All appliances	\$2.00 (6/23/1986)
Heat pump or other type of furnaces	\$4.00 (6/23/1986)
Also includes gas furnaces	

**Plumbing:** *\$0.01 per sq. ft. gross bldg. Area*  
*\$10.00 min. (2/26/1996)*  
*\$30.00 min.*

Fixtures	\$2.00 (3/26/1990)
Floor Drains	\$2.00 (6/23/1986)
Water heaters	\$2.00 (6/23/1986)
Dishwashers	\$2.00 (6/23/1986)
Garbage Disposal	\$2.00 (6/23/1986)
Water Connection Inspection	\$2.00 (3/26/1990)
Sewer Connection Inspection	\$2.00 (3/26/1990)

**Mechanical:** *\$0.01 per sq. ft. gross bldg. Area*  
*\$30.00 min*

**Manufactured Housing:**

Single Wide (Class B) *\$90.00 (8/16/2000)*  
*\$100.00*

Double Wide (Class A) \$120.00 (8/16/2000)  
1-story in height **and** no basement

Double Wide (Class A) \$180.00 (8/16/2000)  
Greater than 1-story in height  
or with basement

Double Wide (Class A) \$240.00 (8/16/2000)  
Greater than 1-story in height with basement

*Triple Wide* *\$300.00*

Deck/Porch (greater than 6' x 6') \$30.00 (8/16/2000)

Temporary Pole \$30.00 (8/16/2000)

Industrialized Building Unit (Modular) Same as modular

**Trailers** **\$50.00** **Construction**

Re-Inspection Fee \$30.00 (11/10/1999)

**Non-Residential:**

Estimated Costs of \$1,000 - \$100,000 \$10.00 for first thousand plus \$2.65 for each additional thousand or fraction thereof rounded up to the nearest dollar (2/26/1996)

Estimated Costs of \$100,001 - \$500,000 \$272.00 for the first one hundred thousand plus \$1.2625 for each additional thousand or fraction thereof rounded up to the nearest dollar (2/26/1990)

Estimated Costs of \$500,001 - \$1,000,000 \$777.00 for the first five hundred thousand plus \$.505 for each additional thousand or fraction thereof rounded up to the nearest dollar (2/26/1990)

Estimated Costs over \$1,000,000 \$1,030.00 for the first million plus \$.202 for each additional thousand or fraction thereof rounded up to the nearest dollar (2/26/1990)

Removal or installation of underground storage tank ~~\$20.00 min. (1/8/1990)~~  
**\$30.00 min**

Demolition ~~\$10.00 min. (6/24/1991)~~  
**\$30.00 min.**

Re-Inspection Fee \$30.00 (11/10/1999)

**Miscellaneous Fees:**

**Virginia State levy on all permits for the purpose of continued education and training (1% of building permit fee).**

**Building Plan Review**

<u>Single-Family Residential</u>	<u>No Charge</u>
<u>Multi-Family &amp; Non-Residential</u>	<u>\$0.015 per sq. ft. gross bldg. Area</u> <u>\$50.00 min.</u>

Code Investigation Fee \$50.00

**Change of Service**

<u>Residential</u>	<u>\$30.00</u>
<u>Commercial</u>	<u>\$50.00</u>

<u>Swimming Pools</u>	<u>\$50.00 Above-ground</u>
	<u>\$100.00 In-ground</u>
	<u>\$200.00 Commercial</u>

Temporary Certificate of Occupancy \$30.00

Copy of Zoning Ordinance \$12.00 + mailing costs

Copy of Comprehensive Plan ~~\$15.00~~ \$20.00 + mailing costs

Copy of Subdivision Ordinance N/C \$5.00 + mailing costs

County Street Maps ~~\$1.00~~ \$3.00

Tax Parcel Map

Color Copy 24" x 26" \$10.00

Color Copy 8" x 11" or 8" x 14" ~~\$1.00~~ \$2.00

Digital Copy \$10.00

\$1.00 for each add'l storage media req'd

Photocopies \$0.25 per page

USGS Map \$4.00

Open Space Map \$0.25

Soil Survey Book N/C

**Refunds: (10/23/1989)**

1. Refund request must be in writing and state the reason for the refund request.
2. Refunds requested within ~~one year~~ **six (6) months** of the permit date will be made in an amount which deducts (a) ~~\$10~~ **\$20** for administrative charges plus (b) ~~\$20~~ **\$30** for each inspection visit made to the site.
3. No refunds will be made ~~one year~~ **six (6) months** or more after the permit date.

The vote on the foregoing resolution was as follows:

**AYE**

C.P. Shorter

Gary D. Creed

Annette S. Perkins

Larry N. Rush

John A. Muffo

James D. Politis

Mary W. Biggs

**NAY**

None

**COUNTY ADMINISTRATOR'S REPORT**

**Comprehensive Plan Revision**

The County Administrator reported that the Planning Commission established four public meetings during 2002 for the purpose of presenting the planning consultant's work to the public and receiving public comments. The first of the four meetings was held April 25, 2002, which was well attended. The topic of the meeting was coordination of the comprehensive plan with surrounding localities. A joint work session is planned with the Montgomery County Planning Commission, City of Radford, Virginia Tech, the Town of Blacksburg and the Town of Christiansburg. The second of the four meetings is scheduled for June 27, 2002 and the topic is review and coordinate with other comprehensive plans. The last two meetings are scheduled for August and October.

Utilities Committee The County Administrator reported that the Utilities Committee met to discuss the Town of Christiansburg's request for a boundary line adjustment at the new Christiansburg Middle School site and at the new 3-A interchange. Mr. Robert Harkrader, property owner, has requested that his property, known as the Harkrader Farm, be considered for a boundary line adjustment. The property is adjacent to the Christiansburg town limits. Also, the Town of Christiansburg has requested that a small parcel of land near the 3-A interchange be adjusted. This parcel is surrounded by land within the town limits and would be best served if it was included in the town. The property owners at this point have not been notified of this request. The Board believes that the property owners should be notified before any action is taken.

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Centralized Accounting The County Administrator reported that several task force meetings have been held and benchmarks and goals have been established from recommendations from the County Auditors.

## **BOARD MEMBERS' REPORTS**

Supervisor Rush - No Report

Supervisor Muffo attended VACo's Community Development & Planning Steering Committee meeting in Richmond. Supervisor Muffo reported that HB 1212 is going to be considered by the General Assembly in 2003. HB 1212 states that certain manufactured homes be deemed the same as site-built homes. Supervisor Muffo believes this is an infringement upon local governments rights on zoning and land use. He noted that he would like for the Board of Supervisors to oppose this bill and send a letter of opposition to our State Delegates.

Supervisor Perkins School Board Meeting Supervisor Perkins attended the School Board meeting and reported the FY 2002-2003 School Budget was worked on. The School Board decided to shift money to provide a one step pay increase to employees. The School Board decided to add \$621 to the last step of the pay scale instead of adding another step so employees who are at the last step will receive a pay raise.

School Facilities Committee Meeting The committee looked at all options recommended by the consultants on re-use of vacant school facilities. They will choose the most viable options for use and then send their recommendations to the School Board.

Virginia Tech - Montgomery Regional Airport Authority - Michael St. Jean is the new Airport Manager. An open house is scheduled for July 2002.

Supervisor Creed- Entrance Permit Supervisor Creed suggested that the Planning Department format their new subdivision permit to add a column for entrance permits. This would help the land owner know that an entrance permit may be needed when constructing a new road or driveway.

Delinquent Tax Supervisor Creed received a letter from a taxpayer about the County's procedure for collecting delinquent taxes. He was also concerned about the length of time it took the Treasurer to deposit checks for payment of taxes.

Supervisor Politis - Charter Cable T.V. Supervisor Politis stated that Charter Cable T.V. does not go out to the Auburn Hills Golf Course yet, and asked the County Administrator to urge Charter Cable to extend their service area. The County Administrator noted that he has already notified Charter Cable T.V. and requested their plans to service the Riner area. He is still awaiting response.

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Night Court Supervisor Politis asked if it was feasible for Montgomery County to hold night court. This might solve some of the space problems due to the increased case load. The County Attorney stated he did not know of any locality in the State of Virginia that holds night court, but will look at the Code to see if it is possible.

Supervisor Shorter discussed the issue of Chrisman Mill Road being on the County's Six Year Road Plan. He believes that the Six Year Road Plan needs to be reviewed since there are roads that have been on the Six Year Road Plan for 20 plus years. Each road on the list needs to be re-evaluated to determine if it still needs to be upgraded. He suggested that the Chrisman Mill Road project be postponed until the Six Year Road Plan is reviewed.

### **Chrisman Mill Road ( SR 661)**

On a motion by C.P. Shorter, seconded by James D. Politis and carried,

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby amends the Six Year Road Plan by delaying funding of improvements to Chrisman Mill Road ( SR 661) until the Board can take a closer look at possibly re-prioritizing the existing six year road plan at a yet to be determined future Board meeting.

The vote on the foregoing motion was as follows:

#### **AYE**

Larry N. Rush  
C.P. Shorter  
James D. Politis  
Annette S. Perkins  
John A. Muffo  
Mary W. Biggs

#### **NAY**

Gary D. Creed

### **Board Reports Continued**

Supervisor Shorter asked staff to contact VDOT to see if the intersection of Hightop Road and Davis Street will be upgraded.

Commissioner of Revenue Supervisor Shorter reported he received complaints about the Commissioner of Revenue's Office not answering their phone. He understands this is their busy time of year, but they still need to answer the phone. He asked if the County could suggest to the Commissioner to modify their procedures during this time so telephone calls will be answered.

Fire & Rescue Task Force Supervisor Shorter reported that the creation of the F&R Task Force has improved relations between the fire and rescue departments. At their last meeting the rural fire departments requested that VDOT cut back overgrown brush on the county roads. There are a few roads where the brush is scrapping against the fire trucks. Also, there was discussion of hiring a Town/County Fire & Rescue Coordinator.

Supervisor Biggs Commonwealth Transportation Board has scheduled a meeting to discuss the Tentative Six Year Program for Interstate and Primary Roads on May 15, 2002. She requested that a staff member attend this meeting due to state funding being reduced and the Six Year Program being revised.

Town/County Liaison Meeting is scheduled for Wednesday, May 15, 2002. Supervisor Perkins and Supervisor Shorter plan to attend.

VACo - Education Steering Committee Supervisor Biggs attended the VACo Education Steering Committee in Richmond. Topics of discussion included the SOL issues. The State cut funding from the SOL, but still requires certification of SOL's in schools.

#### Public Service Authority

It was the consensus of the Board to schedule a special meeting on June 3, 2002 after the Public Service Authority meeting to discuss the issue of converting the Public Service Authority into a County Department.

### **INTO CLOSED MEETING**

On a motion by Larry N. Rush, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

- |                  |     |  |
|------------------|-----|--|
| Section 2.2-3711 | (1) | Discussion , Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body |
|------------------|-----|--|

1. Office on Youth Advisory Board

- (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiation Strategy of the Public Body

1. Public Parking

The vote on the foregoing resolution was as follows:

AYE

Larry N. Rush

C.P. Shorter

James D. Politis

Gary D. Creed

Annette S. Perkins

John A. Muffo

Mary W. Biggs

NAY

None

**OUT OF CLOSED MEETING**

On a motion by C.P. Shorter, seconded by Larry N. Rush and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the foregoing motion was as follows:

AYE

Larry N. Rush

C.P. Shorter

James D. Politis

Gary D. Creed

Annette S. Perkins

John A. Muffo

Mary W. Biggs

NAY

None

## **CERTIFICATION OF CLOSED MEETING**

On a motion by James D. Politis, seconded by C.P. Shorter and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

### **VOTE**

#### **AYES**

Larry N. Rush  
C.P. Shorter  
James D. Politis  
Gary D. Creed  
Annette S. Perkins  
John A. Muffo  
Mary W. Biggs

#### **NAYS**

None

#### **ABSENT DURING VOTE**

None

#### **ABSENT DURING MEETING**

None

### **APPOINTMENT**

#### **Office on Youth Advisory Board**

On a motion by Larry N. Rush, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Kay B. Luttrell** to the Office on Youth Advisory Board effective May 14, 2002 and expiring October 22, 2004.

Said appointment fills the unexpired term of Stephen K. Price, resigned.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>
Larry N. Rush	None
Gary D. Creed	
C. P. Shorter	
James D. Politis	
Annette S. Perkins	
John A. Muffo	
Mary W. Biggs	

### **ADJOURNMENT**

On a motion by Larry N. Rush, seconded by C.P. Shorter and carried unanimously, the Board adjourned to Tuesday, May 28, 2002 at 7:15 p.m.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>
Larry N. Rush	None
C.P. Shorter	
James D. Politis	
Gary D. Creed	
Annette S. Perkins	
John A. Muffo	
Mary W. Biggs	

The meeting adjourned at 11:15 p.m.